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PTO/SB/21 (04-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

|   |                        |                  |
|---|------------------------|------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/053,969       |
|   | Filing Date            | January 22, 2002 |
|   | First Named Inventor   | Stephen E. Terry |
|   | Art Unit               | 2662             |
|   | Examiner Name          | Donald L. Mills  |
| Total Number of Pages in This Submission  | Attorney Docket Number | I-2-0135.2US     |

**ENCLOSURES (Check all that apply)**

|   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Supplemental Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><b>Form PTO-1449 w/ copies of newly cited references.</b> |
| <b>Remarks</b>  |   |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

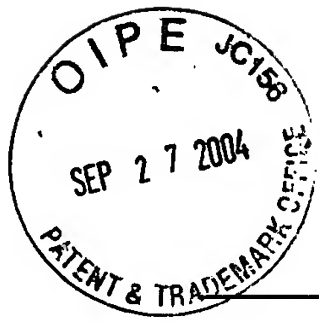
|                         |   |                 |
|-------------------------|---|-----------------|
| Firm or Individual name | Jeffrey M. Glabicki<br>Volpe and Koenig, P.C. | Reg. No. 42,584 |
| Signature               |   |                 |
| Date                    | September 23, 2004                            |                 |

**CERTIFICATE OF TRANSMISSION/MAILING**

|  |                     |                            |
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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. |                     |                            |
| Typed or printed name  | Jeffrey M. Glabicki |                            |
| Signature  |                     | Date<br>September 23, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the **PATENT APPLICATION** of:

Stephen E. Terry

**Application No.:** 10/053,969

**Confirmation No.:** 4018

**Filed:** January 22, 2002

**For:** FLOW CONTROL OF A SPREAD  
SPECTRUM MULTIUSER CHANNEL

**Group:** 2662

**Examiner:** Donald L. Mills

**Our File:** I-2-0135.2US

**Date:** September 23, 2004

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the newly cited material on the enclosed PTO-1449 form. Newly cited documents are indicated by an asterisk (\*). Copies of the newly cited documents are enclosed.

Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned certifies that each newly cited item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in §1.56(c) more than three (3) months prior to the filing of the supplemental information disclosure statement.

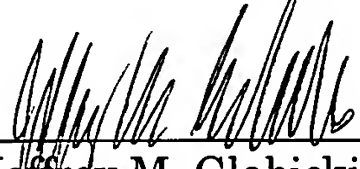
**Applicant:** Stephen E. Terry  
**Application No.:** 10/053,969

Pursuant to 37 C.F.R. § 1.97(e)(2), the undersigned certifies that no item of newly cited information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counter part foreign application, and, to the knowledge of the person signing the certification, after making reasonable inquiry, no item of information contained in the Supplemental Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Supplemental Information Disclosure Statement.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating his consideration of the cited materials.

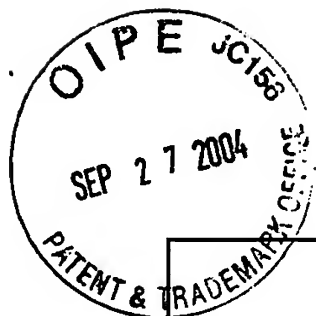
Respectfully submitted,

Stephen E. Terry

By   
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(215) 568-6400

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United Plaza, Suite 1600  
30 South 17th Street  
Philadelphia, PA 19103

JMG/ks  
Enclosures (4)



Sheet 1 of 3

|  |                                  |                          |
|--|----------------------------------|--------------------------|
| FORM PTO-1449<br><br>U.S. DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE<br><br>INFORMATION DISCLOSURE<br>STATEMENT BY APPLICANT<br><br>(Use several sheets if necessary) | ATTY. DOCKET NO.<br>I-2-0135.2US | SERIAL NO.<br>10/053,969 |
|  | APPLICANT<br>Stephen E. Terry    |                          |
|  | FILING DATE<br>January 22, 2002  | GROUP<br>2662            |

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |  | DOCUMENT NUMBER | DATE    | NAME             | CLASS | SUBCLASS | FILING DATE IF<br>APPROPRIATE |
|---------------------|--|-----------------|---------|------------------|-------|----------|-------------------------------|
|                     |  | 4,630,261       | 12/1996 | Irvin            |       |          |                               |
|                     |  | 5,278,828       | 01/1994 | Chao             |       |          |                               |
|                     |  | 5,317,562       | 05/1994 | Nardin et al.    |       |          |                               |
|                     |  | 5,666,348       | 09/1997 | Thornberg et al. |       |          |                               |
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|                     |  | 5,742,588       | 04/1998 | Thornberg et al. |       |          |                               |
|                     |  | 5,754,541       | 05/1998 | Glisic et al.    |       |          |                               |
|                     |  | 5,802,310       | 09/1998 | Rajaraman        |       |          |                               |
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|                     |  | 6,091,725       | 07/2000 | Cheriton et al.  |       |          |                               |
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|                     |  | 6,330,603       | 12/2001 | Seki et al.      |       |          |                               |
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|                     |  | 6,424,624       | 07/2000 | Galand et al.    |       |          |                               |
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|                     |  | 6,674,765       | 01/2004 | Chua et al.      |       |          |                               |

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|  | APPLICANT<br>Stephen E. Terry    |                          |
|  | FILING DATE<br>January 22, 2002  | GROUP<br>2662            |

## FOREIGN PATENT DOCUMENTS

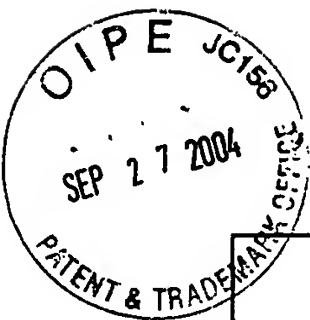
|  |  | DOCUMENT NUMBER | DATE    | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|--|-----------------|---------|---------|-------|----------|-------------|----|
|  |  |                 |         |         |       |          | YES         | NO |
|  |  | 430570 A2       | 06/1991 | EP      |       |          |             |    |
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|  |  | 9833349         | 07/1998 | WO      |       |          |             |    |
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|  |  | H345051         | 02/1991 | JP      |       |          |             |    |

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| EXAMINER | DATE CONSIDERED |
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|  |   | APPLICANT<br>Stephen E. Terry  |                          |
|  |   | FILING DATE<br>January 22, 2002  | GROUP<br>2662            |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)   |   |  |                          |
|  |   | Aldama et al, "Outage Effects on the TCP-Wireless Integration for Data/Voice Services in CDMA Systems Using Multiple Access," IEEE 49 <sup>th</sup> Vehicular Technology Conference, May 16-20, 1999, Vol. 2. pp. 1717-1721. |                          |
|  |   | Okada et al., "CDMA Unslotted Aloha System with Finite Buffers," IEEE International Universal Personal Communications, October 5-9, 1998, Vol. 2, pp. 1143-1147.   |                          |
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